

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No: 09/841,546

)Primary Examiner:

Filed: 04/23/2001

)Mr.Francis J. Jawarski

In re Application of Dr. William M. Hammesfahr

For: ...Method of Diagnosis and Treatment and

Related Compositions and Apparatus

Priority: PCT/US96/27745; Provisional 60/010881;

USSN 09/101,934 Filed: 07/13/98

Attorney Docket: 003BUS

)703 308 3061

) Art Unit 3737

)Fax: 703 305 3590

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Response Due: ~~12 November 2003~~ <sup>14 December</sup>

Commissioner of Patents And Trademarks

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Sir:

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## AMENDMENT RESPONDING TO NONFINAL ACTION

In response to the Office communication Notice of non compliant amendment under 37 CFR 1.121) mailed 11/14/2003, the entire amendment is re-submitted herewith. It is submitted that the amendment did comply with 37 CFR 1.121 because Claims 1-31 never were present in this Divisional Application. However, to expedite prosecution, the only change below is the addition on page 2 of:

-- The current status of every claim 1-44 is as follows:

1-31 (Cancelled as non-elected in this divisional application.)--;  
and the changed date of the certificate of transmission on page 1.

In response to the Notice Official Action mailed 12 August 2003, by Primary Examiner Jaworski, consideration of the following is requested.

Applicant's Attorney certifies that this Amendment has been filed in the United States Patent and Trademark Office by fax to 703 305 3590 on 24 November 2003.

The Examiner is thanked for his thoughts in the telephone interview granted Applicant's attorney October 30, 2003 at which the formal rejections were addressed and proposed amendments to the claims were discussed. The